

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
UNITED STATES OF AMERICA, Plaintiff, } Magistrate Case No.: **'07 MJ 8808**
v. } COMPLAINT FOR VIOLATION OF
Anselmo CONTRERAS-Barba. } 21 U.S.C. § 952 and 960
Defendant. } Importation of a Controlled Substance
(Felony)

The undersigned complainant being duly sworn states:

On or about September 21, 2007, within the Southern District of California, defendant Anselmo CONTRERAS-Barba did knowingly and intentionally import approximately 30.18 kilograms (66.396 pounds) of marijuana a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.


Reuben McDowell, Special Agent
Immigration and Customs
Enforcement

Sworn to before me and subscribed in my presence, September 24, 2007.


PETER C. LEWIS
U.S. MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Anselmo CONTRERAS-Barba

4 PROBABLE CAUSE STATEMENT

5 I, Special Agent Reuben McDowell, declare under penalty of perjury, the
6 following is true and correct:

7 This statement of facts is based on the reports, documents, and notes furnished
8 to Immigration and Customs Enforcement Special Agent McDowell.

9 On September 21, 2007, at approximately 0707 hours, Anselmo CONTRERAS-
10 Barba entered the United States at the Calexico, California, West Port of Entry.
11 CONTRERAS was the driver and sole occupant of a 1989 Ford F-150, bearing license
12 plates BA/MX BM22954. The vehicle approached lane 5 manned by CBPO E.
13 Hernandez. During routine border inspection questioning, CONTRERAS stated that he
14 had nothing to declare. CBPO Hernandez observed signs of nervousness by avoiding
15 eye contact. CONTRERAS claimed ownership of the vehicle and stated that he had the
16 vehicle for three months. CBPO Hernandez ran a computer check on CONTRERAS
17 that came back positive for smuggling narcotics into the United States. CBPO
18 Hernandez referred the vehicle to secondary inspection.

19 CBPO M. Huerta received the vehicle in secondary inspection. During routine
20 questioning, CONTRERAS gave a negative Customs declaration. CBPO Huerta
21 requested a K-9 Officer to screen the vehicle. Narcotics Detector Dog Toos alerted to
22 the floor area.

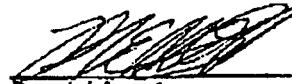
23 A subsequent inspection of the vehicle revealed 24 packages inside the dash
24 and a compartment behind the rear seat rest in the vehicle. One of the packages was
25 probed and a sample of a green leafy substance was obtained, which field tested
26 positive for marijuana. The 24 packages had a combined weight of approximately 30.18
27 kilograms (66.396 pounds).

28 CONTRERAS was advised of his Miranda Rights, which he acknowledged and
29 waived. CONTRERAS stated that he was under duress to smuggle the marijuana

1 across the International border. CONTRERAS stated that he was to be paid, but did not
2 know how much. CONTRERAS admitted knowledge of marijuana in the vehicle.

3 CONTRERAS was booked into the Imperial County Jail pending his initial
4 appearance before a U.S. Magistrate Judge.

5 Executed on September 21, 2007 at 1810 hours.

6 
7 Special Agent

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9 On the basis of the facts presented in the probable cause statement consisting
10 of 2 page(s), I find probable cause to believe that the defendant(s) named in this
11 probable statement committed the offence on 9-21-07 in violation
of Title 21, United States Code, Section(s) 9527(c).

12 
13 United States Magistrate Judge

14 9/22/07 6pm
15 Date/Time

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